

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: Cruz et al. CONFIRMATION No.: 9646  
SERIAL NO.: 10/587,529 EXAMINER: Not Yet Assigned  
FILING DATE: July 26, 2008 ART UNIT: Not Yet Assigned  
FOR: COMBINED USE OF A GLP-1 AGONISTS AND GASTRIN FOR REGULATING BLOOD  
GLUCOSE LEVELS

**Mail Stop: Missing Parts**  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

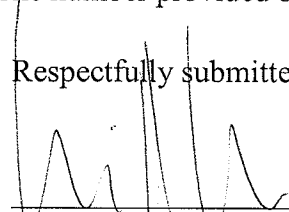
**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

In response to the Notification of Defective Response, mailed September 16, 2008, Applicants submit herein a copy of the Notification of Defective Response, a paper copy of the initial Sequence Listing; an identical Computer Readable Form of the Sequence Listing; a Statement in Support of the Computer Readable Form and Preliminary Amendment.

The Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 24492-020 CIP NATL.

Should any questions or issues arise concerning this application, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,

  
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David E. Johnson, Reg. No. 41,874  
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Date: October 8, 2008

Date of Deposit: October 8, 2008



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/587,529	Antonio Cruz	24492-020 CIP NATL

30623

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MINTZ LEVIN, BOSTON  
 PATENT DOCKET DEPT.

Date Mailed: 09/16/2008

INTERNATIONAL APPLICATION NO.	
PCT/CA05/00099	
I.A. FILING DATE	PRIORITY DATE
01/28/2005	01/30/2004

CONFIRMATION NO. 9646  
 371 FORMALITIES LETTER



## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

COPY

- Priority Document
- Copy of the International Application filed on 07/26/2006
- Copy of the International Search Report filed on 07/26/2006
- Preliminary Amendments filed on 07/26/2006
- Information Disclosure Statements filed on 08/27/2008
- Biochemical Sequence Diskette filed on 08/27/2008
- Oath or Declaration filed on 08/27/2008
- Biochemical Sequence Listing filed on 07/26/2006
- U.S. Basic National Fees filed on 07/26/2006
- Priority Documents filed on 08/27/2008

<input checked="" type="checkbox"/> Data Entry <input checked="" type="checkbox"/> Docket Entry <input type="checkbox"/> Docket Cross Off <input type="checkbox"/> Previously Entered <input type="checkbox"/> No Docketing Req <input type="checkbox"/> ELITE <input type="checkbox"/> Annuities	Done By CM 10/16/08 FINAL
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Applicant's response filed 08/27/2008 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 03/28/2007 have not been completed.

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Refer to attachment or PAIR document dated Sequence listing could not be accepted due to errors..

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patent Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patent Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

DEBORAH D WILLIAMS

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Telephone: (703) 308-9140 EXT 205